

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-105918-001 DT

10/22/2008

HON. GARY E. DONAHOE

CLERK OF THE COURT  
S. Yoder  
Deputy

STATE OF ARIZONA

ZACH MURPHY

v.

MARCUS LADALE DAMPER (001)

MONIQUE WILHITE

VICTIM SERVICES DIV-CA-CCC

TRIAL MINUTE ENTRY  
DAY FOUR

State's Attorney:	Zach Murphy
Defendant's Attorney:	Monique Wilhite
Defendant:	Present
Court Reporter:	Laura Ashbrook

10:31 a.m. Trial to jury continues from October 21, 2008.

The jury is present.

**State's case continues:**

Travis Darby is sworn and testifies.

State's exhibits 96 and 97 are received in evidence.

Michael Spencer is sworn and testifies.

Jason Walker is sworn and testifies.

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The witness makes an in-court identification of the Defendant.

State's exhibit 1 is received in evidence.

State's exhibit 2 is received in evidence.

Brad McMillen resumes the stand and testifies further.

State's exhibits 25 – 31 are received in evidence.

State's exhibits 37 – 45 and 47 are received in evidence.

State's exhibit 120 is received in evidence.

State's exhibit 117 is received in evidence.

State's exhibit 117 is opened by the witness; the exhibit is resealed.

State's exhibits 49 and 50 are received in evidence.

State's exhibits 112 and 114 are received in evidence.

State's exhibits 52 and 53 are received in evidence.

State's exhibit 111 is received in evidence.

State's exhibits 58, 59, 60 and 63 – 81 are received in evidence.

State's exhibit 121 is received in evidence.

State's exhibit 113 is received in evidence.

State's exhibits 82 – 95 are received in evidence.

11:53 a.m. Court stands at recess.

1:31 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter Laura Ashbrook is present.

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The jury is present.

Robert Lyon is sworn and testifies.

State's exhibits 98 – 101 are received in evidence.

State's exhibit 101.001 is marked for identification.

State's exhibit 102 is received in evidence.

State's exhibit 115 is received in evidence.

Robert Hawkins is sworn and testifies.

Defendant's exhibit 135 is marked for identification.

Kimberly Leske is sworn and testifies.

2:56 p.m. Court stands at recess.

3:16 p.m. Court reconvenes with the Defendant and respective counsel present.

Court Reporter Laura Ashbrook is present.

The jury is present.

Kimberly Leske resumes the stand and testifies further.

John Bustoz is sworn and testifies.

State's exhibit 105 is received in evidence.

State's exhibit 104 is received in evidence.

State's exhibit 104 is opened by the witness and is as purported.

State's exhibits 116, 118 and 119 are received in evidence.

State's exhibit 107 is received in evidence.

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State's exhibit 119 is opened by the witness; the exhibit is resealed.

State's exhibit 133 is received in evidence.

State's exhibit 132 is received in evidence.

State's exhibit 119 is opened by the witness again; the exhibit is resealed.

4:43 p.m. The jury is excused for the evening. Court remains in session.

Scheduling is discussed.

4:46 p.m. The court stands at recess until October 27, 2008 at 10:30 a.m.

**Later:**

Upon request of defense counsel and good cause appearing,

IT IS HEREBY ORDERED releasing Defendant's exhibit 135 to defense counsel.

ISSUED: Exhibit Release Form.